

FIRST INFORMATION REPORT

1539

(Under Section 154 Cr. P.C.)

1. Dist. S.P.C. P.S. Bhaktinagar Year 2022 FIR No. 275/22 Date 12/03/22
 2. (i) Act. N.D.R. Act Sections 21(c) 22(c) (ii) Act. - Sections -
 (iii) Act. - Sections - (iv) Other Acts & Sections -
 3. [a] Occurrence of Offence : Day Saturday Date From 12/03/22 Date To 12/03/22
 Time Period Two Hours Time From 18:15 Hrs Time To 20:10 Hrs

[b] Information received at P.S. Date 12/03/2022 Time 20:45 Hrs

[c] General Diary Reference : Entry No. (s) 1025 Time 20:45 Hrs

4. Type of Information : Written Written / Oral : -

5. Place of Occurrence : (a) Direction and Distance from P.S. 1.5 km South Beat No. -

[b] Address Upper Bhama Nagar, Near Lion's Hospital

P.S. Bhaktinagar Dist. Jalpaiguri

[c] In case outside limit of this Police Station, then the

Name of the P.S. - District -

6. Complainant / Informant :

[a] Name S.I. SK. Tumjid Ali

[B] Father's / Husband's Name Late SK. Quam Ali

[c] Date / Year of Birth - [d] Nationality Indian

[e] Passport No. - Date of Issue - Place of Issue -

[f] Occupation S.I. at Police

[g] Address Bhaktinagar P.S./S.P.C.

7. Details of known / suspected / unknown accused with full particulars

(Attach separate sheet, if necessary) :

Achak Sharma (42) 110 Late Narendran Sharma of
Achamana Uddham Singh Samir Road Near Jewel Club
ward no- 12 P.S. Siliguri Dist- Durgam

8. Reasons for delay in reporting by the Complainant / Information

9. Particulars of properties stolen / involved (Attach separate sheet, if necessary)

As per seizure list.

10. Total value of properties stolen / involved -

11. Inquest Report / U.D. Case No. If any -

12. FIR Contents (Attach separate sheets, if required) The original written complaint which is headed as FIR is enclosed overleaf.

13. Action taken : Since the above report reveals commission of offence(s) as mentioned at item No.2, registered the case and took up the investigation / directed S.I. Bhaktinagar to take up investigation / refuse investigation / transferred to P.S. Cum P.S. S.P.C. on point of jurisdiction. FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

14. Signature / Thumb impression of the Complainant / Informant

Noted in original Complaint
 Date & Time of despatch to the court

Signature of the Officer-in-Charge Inspector-In-Charge
Bhaktinagar Police Station
Siliguri Metropolitan Police

Name Shri Amresh Singh
 Rank Inspector No. 1025
Cum P.S. S.P.C.



To,
The Inspector - in- Charge,
Bhaktinagar Police Station
Siliguri Police Commissionerate

Subject: - F.I.R.

Sir,

In producing herewith one accused person namely Ashok Sharma (47) s/o Late Debendar Sharma of Ashrampara, Uddham Singh Sarani Road, Near Jewel Club, Ward No. 13, PS Siliguri, Dist. Darjeeling under custody and the following seized articles viz;

- 1] Fourty (40) strips of **Winspasmo Forte** capsules composition of Tramadol HCL IP 50mg, Acetaminophen IP 325 mg & Dicyclomine HCL IP 10mg (Manufactured and marketed in India by Windlas Biotech Private Limited (Plant-2), Khasra No. 141 to 143 & 145 Mohabewala Indl. Area, Dehradun- 248110 (U.K)) each strips containing Ten (10) pieces of capsules [Total 40x10= 400 Capsules] packed labelled and marked as "Exhibit -A". Out of which two strips of **Winspasmo Forte** Capsules each strip containing Ten (10) pieces of capsules drew as sample from "Exhibit-A" and marked as "Exhibit A-1".
- 2] Seven (07) Strips of **AKS -PRIMEVAN** Capsules composition of Tramadol HCL IP 50mg, Acetaminophen IP 325 mg & Dicyclomine HCL IP 10mg (Manufactured by Digital Vision (An ISO &GMP Certified Company) 176, Mauza Ogli, Nahan Road, Kala Amb, Dist. Sirmour (H.P) -173030) each strips containing Twenty Four (24) pieces of capsules [Total 07x24=168 pieces of Capsules] packed labeled and marked as "Exhibit -B". Out of which two strips of **AKS -PRIMEVAN** Capsules each strip containing Twenty (24) pieces of capsules drew as sample from "Exhibit-B" and marked as "Exhibit B-1".
- 3] Two Hundred and Fourty One (241) pieces of Blue Colour loose capsules marked **Windlas Winspasmo Forte** over capsules which was kept inside one transparent Polythene Bag seized packed labeled and marked as Exhibit- C out of which Ten pieces of Blue Colour loose capsules marked **Windlas Winspasmo Forte** over capsules is taken out from "Exhibit -C" and marked as "Exhibit-C 1".
- 4] Ten (10) Bottles of **Cefrex COUGH SYRUP**, ANTI ALLERGIC, ANTI TUSSIVE , FOR DRY COUGH composition Chlorpheniramine Maleate IP 4mg, Codeine Phosphate Syrup IP 10 mg, Mfd by: Three B Healthcare Ltd. Opp. Dental Colege, Rampur Road, Paonta Sahib, Dist. Sirmour (H.P)- 173025 and marketed by SHIZAN DRUGS AND PHARMACEUTICALS PVT LTD 47, G.T Road, Howrah , West Bengal- 711201 packed labeled and marked as "Exhibit -D" out of which Two (02) Bottles of Cefrex COUGH SYRUP is taken out from "Exhibit-D" as a sample and marked as "Exhibit-D 1".

Seized the above noted articles from the possession of accused Ashok Sharma (47) s/o Late Debendar Sharma of Asrampara, Uddham Singh Sarani Road, Near Jewel Club, Ward No. 13, PS Siliguri, Dist. Darjeeling.

I, SI Sk. Tamzid Ali s/o Late Sk Quasim Ali of Bhaktinagar PS/SPC do hereby lodge this written complaint to the effect that on 12.03.2022 at around 18.15 Hrs I, received a secret source information that one person namely Ashok Sharma has procured huge quantity of Contraband Tablets from Siliguri area and concealed at his old Furniture Shop situated at Upper Bhanunagar, near Lions Eye Hospital under Bhaktinagar PS,SPC to dispose it clandestinely for his wrongful gain. Accordingly I, diarized the matter and informed before you and as per your kind order I along with PSI Sailesh Subba, ASI Rabin Lama, ASI Dipak Karmakar, C/762 Mujibul Rahaman, CVF/614 Sumit Roy left from PS to verify the veracity of the source information. This refers to Bhaktinagar PS GDE No. 1021, Dated 12.03.2022 and MCC No. Dated. 12.03.2022. On the way I briefed the whole team about the information and organize a plan for its execution.

Received on 12/03/2022 vide BKN PS

GDE No- 1025, Dt- 12/03/22, at 20:45 Hrs

& started BKN PS case No- 275/22.

Dt- 12/03/22, u/s 21(c)/22(c) of NDPS Act

& ordered to SI Bhashkar Klen. for its investigation

SI Sk. Tamzid Ali
12.03.2022

Inspector-in-charge
Bhaktinagar Police Station
Siliguri Police Commissionerate
12/3/22

On the way towards Upper Bhanunagar I, contacted my source over phone and called two independent witnesses namely 1] Debabrata Roy (46) s/o Late Hari Dhan Roy of paresh Nagar, Pramod Das Sarani Road, Ward No. 44, PS Bhaktinagar, Dist. Jalpaiguri and 2] Munnu Chettri (48) s/o Late Narbahadur Chettri of Chayan Para, Roy Colony, Sankalp Apartment, Flat No. 2, 2nd Floor, Ward No. 42, PS Bhaktinagar, Dist. Jalpaiguri and informed them about the information in written and requested them to accompany with us as witness during search and seizure if necessary. At around 18.30 Hrs I accompanied with the whole team along with two independent witnesses arrived at Upper Bhanunagar and as shown and identified by my source I arrange to cordoned the identified place from all sides to prevent him from escaping. Further I, along with my accompanying team manage to enter the old Furniture Shop and intercepted one person and apprehend him.

Myself introduced the apprehended person as a Police officer and the accompanying team as police personal as a team and detained him. On being asked about his name and address he disclosed his identity as Ashok Sharma (47) s/o Late Debendar Sharma of Ashrampara, Uddham Singh Sarani Road, Near Jewel Club, Ward No. 13, PS Siliguri, Dist. Darjeeling. Further we made enquiry about the source information of possessing and concealing contraband articles illegally by him in his shop. He clearly denied having such possession in his shop. Further, on grilling him, he revealed that he has kept few capsules and cough syrup for selling to his designed customers. I, asked him in written whether he has any objection to be searched himself and his shop in presence of any Executive Magistrate or Gazetted Officer and in return he agreed to be searched himself and his shop in presence of any Gazetted Officer. I served him a notice in accordance with the provisions of law in this regard. Then at 18.40 Hrs I, apprise Shri Amaresh Singh, Inspector Incharge of Bhaktinagar Police Station, SPC and requested him to be remain present at the spot as a Gazetted Officer for search and seizure of the articles.

At 18.50 Hrs. Shri Amaresh Singh, Inspector Incharge Bhaktinagar Police Station, SPC arrived at the spot and disclosed his identity as Inspector of Police as Gazetted Officer to the accused person. At around 18.55 hrs under the supervision of Shri Amaresh Singh, Inspector Incharge Bhaktinagar Police Station, SPC and the above noted witnesses searched the aforesaid accused person keeping strict regard of his decency and found nothing except wearing apparel and on being searched of his shop recovered one nylon multi colour handbag (Jhola) and on being searched of the said handbag found the above noted seized articles kept inside it. He further confessed in presence of Gazetted Officer and other witnesses that he has clandestinely procured the recovered Contraband Capsules and Cough Syrup from different places of Siliguri for the purpose of selling for his wrongful gain. On interrogation he confessed that he has been engaged in such illegal activities since long and has been importing it from different places of Siliguri and selling the same to its adjacent areas. On being asked he failed to produce any documents or license in support of the possession of such contraband capsules. Then as per direction of Shri Amaresh Singh, Inspector Incharge Bhaktinagar Police Station, SPC I counted the recovered articles and found 1] Forty (40) strips of **Winspasmio Forte** capsules each strips containing Ten (10) pieces of capsules [Total $40 \times 10 = 400$ Capsules] packed labelled and marked as "Exhibit -A". Out of which two strips of **Winspasmio Forte** Capsules each strip containing Ten (10) pieces of capsules drew as sample from "Exhibit-A" and marked as "Exhibit A-1" and 2] Seven (07) Strips of **AKS -PRIMEVAN** Capsules each strips containing Twenty Four (24) pieces of capsules [Total $07 \times 24 = 168$ pieces of Capsules] packed labeled and marked as "Exhibit -B". Out of which two strips of **AKS -PRIMEVAN** Capsules each strip containing Twenty (24) pieces of capsules drew as sample from "Exhibit-B" and marked as "Exhibit B-1" 3] Two Hundred and Fourty One pieces of blue colour loose capsules written Windlas Winspasmio Forte which was kept inside one transparent Polythene Bag seized packed labeled and marked as Exhibit- C out of which Four pieces of blue colour loose capsules written Windlas Winspasmio Forte is taken out from "Exhibit -C" and marked as "Exhibit-C 1". 4] Ten (10) Bottles of Cefrex COUGH SYRUP, packed labeled and marked as "Exhibit -D" out of which Two (02) Bottles of Cefrex COUGH SYRUP is taken out from "Exhibit-D" as a sample and marked as "Exhibit-D 1". I packed, labeled and sealed the bag and sample in presence of witnesses, and seized all the above noted recovered articles as alamats under proper seizure list duly signed by the witnesses and the accused person. The labeling and seizure was made in between 19.15 hrs and 20.05 hrs. Then, I arrested the above noted detained accused person after appraising him the ground of arrest. The copy of seizure list and memo of arrest have been supplied to the above noted accused person. Thus, the arrested accused person has violated the terms and conditions of N. D. P. S Act. for possessing this restricted Narcotics drugs without any legal authority.

SI B. Ramad Ali

12.03.2022

Under the above circumstances, I pray before you that a specific case under proper section of law may kindly be registered against the arrested accused person namely Ashok Sharma (47) s/o Late Debendar Sharma of Ashrampara, Uddham Singh Sarani Road, Near Jewel Club, Ward No. 13, PS Siliguri, Dist. Darjeeling and arrange for its investigation.

Enclosure :-

- i) Original Memos of Arrest.
- ii) Original seizure list.
- iii) All the seized articles as per Seizure list

Yours faithfully,

SI Sk. Tamzid Ali

SI Sk. Tamzid Ali
Bhaktinagar PS/SPC,
Dated - 12.03.2022